

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

IN RE: SHEKITA JONES

CHAPTER 13

DEBTOR

CASE NO. 20-12505-JDW

**OBJECTION TO NOTICE OF POSTPETITION MORTGAGE FEES,
EXPENSES, AND CHARGES [DKT. 37]**

COMES NOW, the above-named Debtor, by and through her attorney of record in this case, and objects to the Notice of Postpetition Mortgage Fees, Expenses, and Charges (Dkt. # 37) filed by Shapiro & Brown, LLC, as servicer for U.S. Bank National Association, successor in interest to Bank of America, National Association, successor by merger to LaSalle Bank National Association as trustee for GSAMP Trust 2007-NC1 Mortgage Pass-Through Certificates, Series 2007-NC1 on behalf of PHH Mortgage Mortgage Service (“Creditor”), and in support hereof respectfully shows unto the Court the following:

1. Debtor’s confirmed plan provides for ongoing mortgage payments and arrears to be paid to Creditor through the plan.
2. The Creditor has filed a proof of claim (Clm. 4), in this case.
3. Creditor filed a Notice of Postpetition Mortgage Fees, Expenses, and Charges on October 28, 2020 (Dkt. #37). The notice indicates Creditor charged the Debtor’s mortgage account a total of \$1,350.00, which includes \$700.00 for Bankruptcy/Proof of claim fees and \$650.00 for plan review.
4. The Debtor disputes that the fees were reasonable and actually incurred and/or that the services were actually performed. Additionally, they are

over and above what this Court has typically allowed. The Debtor requests the Court enter an order disallowing the fees, expenses, and/or charges.

5. Other grounds to be shown at the hearing.

WHEREFORE, the Debtor respectfully requests that this Court enter an order disallowing the fees, expenses and charges; the Debtor be awarded attorney fees for having to file this Objection, and such other and further relief as the Court may deem proper.

This the 4th day of November, 2020.

/s/Robert Lomenick
KAREN B. SCHNELLER, MSB 6558
ROBERT H. LOMENICK, JR., MSB 104186
SCHNELLER & LOMENICK, P.A.
126 NORTH SPRING STREET
POST OFFICE BOX 417
HOLLY SPRINGS, MS 38635
662-252-3224
robert@northmsbankruptcy.com

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT MISSISSIPPI**

IN RE: SHEKITA JONES

CHAPTER 13

DEBTOR

CASE NO. 20-12505-JDW

NOTICE OF OBJECTION TO CLAIM

YOU ARE HEREBY NOTIFIED that an objection to your claim has been filed in the above referenced bankruptcy case. Your claim may be reduced, modified, or eliminated. If you do not want the Court to eliminate or change your claim, a written response to the attached objection to claim must be filed with:

Clerk, U.S. Bankruptcy Court
Northern District of Mississippi
703 Hwy 145 North
Aberdeen, MS 39730

and a copy must be served on the undersigned Debtor(s) attorney and the Chapter 13 trustee on or before thirty (30) days from the date of this notice. In the event a written response is filed, the court will notify you of the date, time and place of the hearing thereon.

DATED: November 4, 2020

CHAPTER 13 STANDING TRUSTEE:

Ms. Locke D. Barkley
Chapter 13 Trustee
6360 I-55 North, Suite 140
Jackson, MS 39211

/s/Robert H. Lomenick
KAREN B. SCHNELLER, MSB 6558
ROBERT H. LOMENICK, JR., MSB 104186
SCHNELLER & LOMENICK, P.A.
126 NORTH SPRING STREET
POST OFFICE BOX 417
HOLLY SPRINGS, MS 38635
662-252-3224/karen.schneller@gmail.com
robert@northmsbankruptcy.com

CERTIFICATE OF SERVICE

I, Karen B. Schneller/Robert H. Lomenick, attorney for the Debtor, hereby certify that a copy of the foregoing Notice of Objection to Claim and Objection to Claim has this day been served upon the Chapter 13 Trustee, the U.S. Trustee and the affected Creditor, either by electronic means or by United States Mail.

Shapiro & Brown, LLC
Attn: Eric Miller, Esq.
1080 River Oaks Drive, Suite B-202
Flowood, MS 39232
ATTORNEY FOR CREDITOR

US Bank National Association
c/o PHH Mortgage
Attn: Bankruptcy Dept.
P.O. Box 24605
West Palm Beach, FL 33416-4605

Ms. Locke D. Barkley, via ECF

Office of U.S. Trustee, via ECF

This the 4th Day of November, 2020.

/s/Robert H. Lomenick
KAREN B. SCHNELLER
ROBERT H. LOMENICK